

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

74-3

State Kansas

ELIGIBILITY CONDITIONS AND REQUIREMENTS FOR THE MEDICALLY NEEDY

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I. Non-financial eligibility

For families and children, and aged, blind, and disabled individuals, the non-financial eligibility conditions are the same as those applicable to the categorically needy as described in Section II of ATTACHMENT 2.6-A, except with respect to blind and disabled individuals as described in Section C of ATTACHMENT 2.2-A.

II. Financial eligibility

A. Treatment of income

1. Income levels by family size

a. The minimum net income level for maintenance is as described below and as indicated in the table below:

☐ i. The higher of the payment standards generally used as a measure of financial eligibility in the money payment programs, as specified in 45 CFR 248.3(c)(1)(ii).

☐ This level does not exceed 133 1/3 percent of the highest amount ordinarily paid to an AFDC family of comparable size, as specified in 45 CFR 248.4(b)(4).

☐ This level exceeds 133 1/3 percent of the highest amount ordinarily paid to an AFDC family of comparable size, as specified in 45 CFR 248.4(b)(4). The State agency has methods for excluding from its claim for Federal financial participation payments of amounts equivalent to those in columns (3) and (5) in the table below.

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☒ ii. A level higher than that specified in Item i above.

☒ This level does not exceed 133 1/3 percent of the highest amount ordinarily paid to an AFDC family of comparable size, as specified in 45 CFR 248.4(b)(4).

☐ This level exceeds 133 1/3 percent of the highest amount ordinarily paid to an AFDC family of comparable size, as specified in 45 CFR 248.4(b)(4). The State agency has methods for excluding from its claim for Federal financial participation payments of amounts equivalent to those in columns (3) and (5) in the table below.

☐ iii. A level lower than that specified in Item i above, but no lower than 133 1/3 percent of the highest amount ordinarily paid to an AFDC family of comparable size, as specified in 45 CFR 248.4(b)(4).

b. The State agency uses urban and rural differentials in establishing the amounts of net income protected for maintenance.

☐ Yes. These amounts are indicated in columns (2) and (4) of the table below.

☒ No. The net income levels for all medically needy individuals are as stated in column 2 of the table below.

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The income levels for the medically needy are specified below:

Family Size	Net income level protected for maintenance <input type="checkbox"/> urban only <input checked="" type="checkbox"/> urban & rural	Amount by which Column (2) exceeds limits specified in 45 CFR 248.4	Net income level for persons living in rural areas	Amount by which Column (4) exceeds limits specified in 45 CFR 248.4
(1)	(2) *	(3)	(4)	(5)
1	\$ 310	\$ NONE	\$	\$
2	\$ 390	\$ "	\$	\$
3	\$ 400	\$ "	\$	\$
4	\$ 410	\$ "	\$	\$
5	\$ 450	\$ "	\$	\$
6	\$ 490	\$ "	\$	\$
7	\$ 520	\$ "	\$	\$
8	\$ 550	\$ "	\$	\$
	\$ 590	\$ "	\$	\$
	\$ 630	\$ "	\$	\$
For each additional person added:	\$ 40	\$	\$	\$

\* per month

Note: During period from July 1 through September 30, 1980 the net income level protected for maintenance for a two person family size was \$360.

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2. Income disregards

a. In determining net income for families and children, the disregards and set-asides and exemption of work-related expenses in the State's approved AFDC plan are applied.

b. In determining net income for aged individuals, the following disregards are applied:

☒ The disregards of the SSI program.

☐ The disregards of the State supplementary payment program.

☐ The disregards of the SSI program, except for the restrictions specified in section II-B-1 of ATTACHMENT 2.6-A.

c. In determining net income for blind individuals, the following disregards are applied:

☒ The disregards of the SSI program.

☐ The disregards of the State supplementary payment program

☐ The disregards of the SSI program, except for the restrictions specified in section II-B-2 of ATTACHMENT 2.6-A.

d. In determining net income for disabled individuals, the following disregards are applied:

☒ The disregards of the SSI program.

☐ The disregards of the State supplementary payment program

☐ The disregards of the SSI program, except for the restrictions specified in section II-B-3 of ATTACHMENT 2.6-A.

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### 3. Handling of Excess Income

- a. Income in excess of the amount protected for maintenance, as specified in the table on page 3 of this ATTACHMENT, is considered as available for payment of medical care and services. The State agency measures available income for the following period to determine the amount of excess income applicable to the cost of medical care and services:

Six months.

- b. Excess income may be applied to medical and remedial care and services not encompassed in the plan:

☐ Without limitation or exceptions

☒ With the exception of the care and services specified below:

Any item or service not considered medically necessary. Medical necessity is defined as an item or service prescribed or provided by a physician or other medical practitioner for a specific medical condition for the purpose of achieving a specific result. Specific exclusions are sex change operations, cosmetic surgery reversal, of sterilization, acupuncture, mattresses, seeing eye dog, air conditioners, humidifiers, de-humidifiers, waterbeds, food scales, weight scales, blenders, sunglasses, heat lamps, vaporizers, heating pads, and exercise bikes.

#### B. Treatment of resources

##### 1. The resource levels:

☐ Are the same as the level specified in the State's approved AFDC plan or the SSI program, whichever is higher for a family of a particular size.

☒ Exceed the level specified in the State's approved AFDC plan or the SSI program, whichever is higher for a family of a particular size.

A supplement to this ATTACHMENT describes the limitations imposed on resources for the medically needy.

Table I-M

Persons in Plan	1	2	3	4	Each Add'l Person
Amount Allowed	\$1,800	\$2,400	\$2,800	\$3,200	\$200 *

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Table II-M

## INCOME PROTECTED TO MEET MAINTENANCE NEEDS

### Persons in Independent Living

Person In Long Term Care	Number of Months	1	2	3	4	5	6	7
\$ 25	1 mo.	\$ 310	\$ 390	\$ 400	\$ 410	\$ 450	\$ 490	\$ 520
50	2 mos.	620	780	800	820	900	980	1040
75	3 mos.	930	1170	1200	1230	1350	1470	1560
100	4 mos.	1240	1560	1600	1640	1800	1960	2080
125	5 mos.	1550	1950	2000	2050	2250	2450	2600
150	6 mos.	1860	2340	2400	2460	2700	2940	3120
300	12 mos.	3720	4680	4800	4920	5400	5880	6240

The protected income level for 8 persons and above is the basic standard for public assistance for the same number of persons plus the maximum state shelter standard.

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2. The method(s) checked below is used in handling resources in excess of those specified above:

- ☐ Excess non-income producing property (except the home) must be disposed of
- ☒ Any excess resources render the individual ineligible
- ☐ Other, described as follows:

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